

WESTERN DIVISION

No. 5:09-CR-327-D

No. 5:16-CV-423-D

JOSHUA JULIUS COLE,

Petitioner,

V.

UNITED STATES OF AMERICA,

Respondent.

ORDER

Having examined petitioner's motion pursuant to Rule 4(b) of the Rules Governing § 2255 Proceedings, the United States Attorney is DIRECTED to file an Answer pursuant to Rule 5, Rules Governing § 2255 Proceedings, or to make such other response as appropriate to the above-captioned § 2255 Motion to Vacate, Set Aside or Correct Sentence, within **forty (40)** days of the filing of this order.

SO ORDERED. This 27 day of October 2016.

James C. Dever
JAMES C. DEVER III
Chief United States District Judge